

The Herald and News

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TWICE A WEEK, \$1.50 A YEAR

MRS. H. H. FRANKLIN GETS BIG VERDICT

**\$25,000 DAMAGES AGAINST THE
SOUTHERN RAILWAY.**

**Suit Was Brought In Greenville Last
Week For Alleged Injuries Re-
ceived on Trip to Atlanta.**

After a trial in the court of common pleas in Greenville consuming the greater part of three days of last week, Mrs. Sudie L. Franklin, wife of Policeman H. H. Franklin, of this city, was on last Friday afternoon awarded a verdict of \$25,000 against the Southern Railway company, lessor of the old Atlantic and Charlotte Air Line railway. Counsel for the railway company immediately gave notice of a motion for a new trial, and failing in this the case will very probably be carried to the supreme court and fought to the end.

Mrs. Franklin entered suit against the railway company for \$50,000 damages for an alleged insult to her by a passenger in a train from Greenville to Atlanta, alleging that as the result of the shock to her nervous system, serious physical infirmities were brought about.

Mrs. Franklin's action was brought by Col. George Johnstone, of Newberry, who was assisted in the trial of the case by Haynesworth, Parker and Patterson, of Greenville.

The railroad was represented by Col. W. A. Henderson of Knoxville, Tenn., who is assistant general counsel of the Southern, with Col. O. L. Schumpert, of Newberry, and Cothran, Dean and Cothran as his associate counsel.

The Greenville Mountaineer says Mrs. Franklin's testimony in the case, and that of the conductor who was in charge of the train:

"Mrs. Franklin is a comely woman, unusually self-possessed on the witness stand, with readiness and intelligence in giving testimony that is surprising and uncommon, and appreciating the bearing of evidence upon the case in hand. Her testimony revealed the fact that she was married when only 16 years old, and has been the mother of three children, one of whom is dead. Her husband is a policeman in Newberry and her occupation is dress making. Mrs. Franklin gave a connected account of the trip from Newberry to Atlanta, stating that on reaching Greenville she and her little child went aboard the afternoon train for Atlanta, and that there were only two other passengers in the car, both of whom were men. Soon after the train left here one of these men engaged her in conversation, taking a seat by her side, making indecent proposals, putting his arm around her waist and using familiarities against her protest, though she endured the unpleasant treatment for a quarter of an hour or more. The men were drinking and behaving unseemly, but only one of them made approaches to her.

"On the cross-examination Mrs. Franklin said that the conductor was in the car most of the time when the man was annoying and insulting her, and made no effort to stop his unruly behavior until she appealed to him for protection, when the conductor told the man he must desist or he would put him off the train. The man claimed that he was a detective, but the conductor said he must behave or else he could not ride any further on his train, which put a quietus to the men except that they continued to drink and use indecent language, but the conductor had removed her to the center of the car, where he had been seated for some time. On arriving at Atlanta she was taken ill and the cause was due to the fright occasioned by the conduct of this unknown man, resulting in serious consequences owing to her delicate condition at the time.

"Conductor Roseborough, who was in charge of the train when the alleged indignities were heaped upon Mrs.

Franklin, stated that he had observed the man on the seat with Mrs. Franklin and holding her little daughter on his knee, and he was not aware that the woman was being annoyed by his presence, as she made no complaint against him, and seemingly they were engaged in an ordinary conversation. Mr. Roseborough assumed that they were at least acquaintances and it was not his duty to interfere, but he denied that he was in the car for any length of time and did not observe that Mrs. Franklin was at all annoyed until he went through the train again, when as he entered the coach he saw that she was in the act of leaving the seat. Immediately he approached and asked if she desired to change her seat, when the reply was that the man had been an annoyance to her, which caused her to make the change. The conductor escorted Mrs. Franklin to the rear of the car and then went back for the child, who was taken to her mother. He told the man not to repeat his conduct and if he spoke to Mrs. Franklin again he would be put off the train and left in the ditch. The man asserted that he had not done anything wrong, but was willing to make an apology if Mrs. Franklin was offended, and then went in another coach. Mr. Roseborough assisted the mother and child off the train on reaching Atlanta, and the incident on the train was not mentioned again."

The Greenville Daily News says of the splendid arguments of counsel in the case:

"The speeches of Mr. Schumpert, of Newberry, for the defendant, and Mr. Patterson and Mr. Haynesworth, for the plaintiff, were exceptionally fine efforts, but the closing argument of the day made by Senator Dean in behalf of railway company was undoubtedly one of the strongest arguments ever heard in the court house. The closing arguments made by Gen. Henderson, for the company, and Col. Johnstone, for the plaintiff, were master pieces of legal oratory. Gen. Henderson stuck closely to the record in the case, handling each point in the evidence in anyway favorable to his side of the case, while Col. Johnstone used with wonderful effect as the verdict doubtless proves, his brilliant powers as an advocate."

A Call to Democrats to Organize.

The democratic club of Newberry County are hereby called to meet on the fourth Saturday of April, the 23d day, (or on such day during the same week as the President and Secretary may deem more convenient to the members), at their respective places of meeting, for the purpose of organizing, electing a member of the County Democratic Executive Committee and electing delegates to the County Convention which is hereby called to meet on Monday the 2nd day of May, 1904, at Newberry Court House for the purpose of reorganizing the democratic party of Newberry County, electing a County Chairman, eight delegates to the state convention and a member of the State Democratic Committee and such other business as may come up before it.

Each Club will be entitled to one delegate for every fifteen members as per resolution of the County Democratic Convention.

By order of the County Democratic Executive Committee,

John C. Goggans,
Chairman.

Death of Mrs. J. T. Fair.

Mrs. Elizabeth Fair, wife of Mr. James T. Fair, died at their home in Washington on Saturday. The body was brought to Newberry for interment. Mrs. Fair was a Miss Roundtree of Barnwell and lived in Newberry for several years before the removal of the family to Washington. She had many friends in Newberry who mourn her death and sympathize with the husband and children in the loss they have sustained of a loving wife and a devoted mother.

COUNTY DEMOCRATIC EXECUTIVE COMMITTEE

**A NUMBER OF CANDIDATES
ALREADY ANNOUNCED.**

**A Brief Survey of the Political Field
And a List of the Probable
Candidates.**

The meeting of the county democratic executive committee on Saturday practically opened the political campaign of 1904 in Newberry county.

In accordance with the call issued by the committee the various clubs throughout the county will meet on Saturday, the 23d of this month, or during the week in which that day occurs, for the purpose of reorganizing and electing officers, a member of the county democratic executive committee, and delegates to the county convention. The county convention will meet on Monday, May 2d, to elect a member of the state democratic executive committee, a county chairman, and eight delegates to the state democratic convention.

Each club is entitled to one delegate in the county convention for each fifteen members, or majority fraction thereof. The state convention will meet in Columbia on Wednesday, May 18.

The candidates for the various county offices have become active. There will be more than enough candidates to fill various offices. There always is,—else why the necessity for a campaign? At the present time, however, the indications are that several of the present county officers who will stand for re-election will not have opposition.

Compared with several nearby counties, the candidates in Newberry county have been a little slow about making their announcements. Most of the announcements will very probably be made, however, before the meetings of the clubs the week after the next. Those who have sought the field before the meeting of the deeply studied the intricacies of the political game say that a man who seeks an office ought to be actively in the field before the meeting of the clubs and certainly before the meeting of the county convention. They say that it does a man good to be discussed at these meetings and then he can find out early in the game where his weak places are and seek to build them up.

However that may be, the announcements have already begun to come in, and a number appear in this paper. As stated, there will be no dearth to them and, though several of the present county officers will likely not be opposed, none of the places will go begging. Judging from the men already in the various races and those who will very probably enter the county campaign this year promises to be lively and interesting from beginning to end. And it will not be a hard matter to select good men for all the positions.

As is always the case, there were a good many of the prospective candidates on the streets of Newberry on last Saturday, the day of the meeting of the executive committee, and some hard work was put in even at an early stage of the game. They were here from a good many sections of the county,—the candidates,—and they sought not to conceal their purpose to enter the campaign, and while they were all modest, there was none who was too bashful. There was a good crowd in town on Saturday, too, and the buzzing of the political bee filled the air. And yesterday, too, there were silent influences being brought to bear.

Those Without Opposition.

It has been mentioned that there are several of the present county officers who will probably not be opposed in their races for re-election. Among these may be mentioned Clerk of Court John C. Goggans, who is

also the present county chairman; Auditor W. W. Cromer, and County Treasurer John L. Epps. The representative of The Herald and News has heard of no opposition against any of these three gentlemen, and the general impression seems to be that none of them will be opposed. What will be developed in the general political situation before the first primary comes, however, it would not be safe for any man to predict.

The Sheriff's Race.

Sheriff M. M. Buford states definitely that he will be in the race for re-election. Mr. W. A. Hill will likely be in the race also. In fact, he has been urged to go into the race and has about decided to do so.

.....The Supervisor's Race.....
County Supervisor John M. Schumpert will not seek re-election. He says there is too much work and not enough money in the office. Mr. J. Monroe Wicker has definitely decided to go into this race, as has also Mr. G. Sam Moore. Mr. W. H. Wendt is seriously considering the matter, but has not yet definitely determined to enter the race. Mr. J. Y. Floyd will also be in the race, as will probably Mr. Benjamin Halfacre.

Superintendent of Education.

County Superintendent of Education Eugene S. Werts will seek re-election. No definite opposition has developed to Mr. Werts, though several names have been mentioned.

For Master.

Master H. H. Rikard will be in the race for re-election. Mr. W. D. Hardy has been mentioned in connection with this race, and it is said that Mr. J. W. D. Johnson will very probably run.

For Coroner.

Mr. F. Marion Lindsay has announced himself a candidate for re-election. He will likely be opposed by Mr. J. N. Bass.

The Senatorial Race.

Hon. Cole L. Bleas has announced himself a candidate for the state senate. The present state senator is the Hon. George S. Mower.

For the Legislature.

There are going to be a number of candidates for the house of representatives. Mr. Arthur Kibler has not as yet stated whether he will be in the race for re-election. It is probable that Capt. John F. Banks will not seek re-election. The other member of the house at present, Mr. E. H. Aull, has announced himself a candidate for re-election.

Mr. W. H. Sanders will be in the race and so definitely stand to a representative of the Herald and News. Mayor John W. Earhardt has been mentioned in this connection, and when seen said that he had not yet decided whether he would enter. It is probable that Mr. Earhardt will run.

Mr. F. W. Higgins is seriously thinking of running for the legislature, though he may decide to enter the race for superintendent of education.

Dr. R. C. Carlisle has been mentioned for the legislature. Mr. F. H. Dominick has also been mentioned in this connection. Mr. Dominick has not yet definitely announced a decision in the matter.

For Solicitor.

Hon. Thos. S. Sease, the solicitor of this circuit, will be opposed by Representative Cooper, of Laurens, who is already actively in the field.

Other Candidates.

These are not all the candidates. In fact, this is but a general survey of the political field as it appears at present. There will without doubt be others. When they come they will be heard from. The probate judge holds over for two more years.

New Departure in Hardware.

The Newberry Hardware Company is advertising a new departure in the line of kitchen utensils, an automatic bread raiser. Spring is in the air, and anything that will lessen the domestic labor will be gladly welcomed by the house-wives.

EASTER SUNDAY IN NEWBERRY CHURCHES

**MOST IMPORTANT FESTIVAL
IN THE CHURCH.**

**A Day of High and Holy Privilege in
Newberry—Eloquent Mes-
sage of Pastors.**

Easter, the most important festival in the church and commemorative of the most important event in the history of the world, was observed on Sunday. In several of the Newberry churches there were special services and very beautiful decorations.

Easter day dawned in Newberry cool and cloudy, with every appearance of gloomy weather in store. By the time for the services in the various churches the wind had risen, and ever and anon in fitful gusts it would swirl around the Easter dresses, sprinkling them with fine dust, and blowing into fantastic shapes new Easter bonnets. During the morning the day lacked much of being a typical and Easter day. Nevertheless, the city churches were crowded and large congregations heard eloquent Easter messages from the pastors.

During the early afternoon the clouds rolled away and there came such a glorious afternoon as comes only in the southland with a beautiful spring-tide. The warm sun bathed the earth in a beauty which told eloquently of the greatness and the goodness and the glory and the grandeur of God, whose Son was risen. For the spring-time flowers were waked from sleep and were welcomed by the birds with a song and the verdant foliage of the trees took on a richer hue, and a deep peace brooded over all.

Eloquently as men, imbued with divine inspiration, may tell the beautiful and saving Easter message, far more eloquent is the spring-time message of nature, for the message is a message of life, and at this season of the year the whole southland is typical of the Resurrection. It is an imperfect object lesson, it is true, for the sacrifice of the Son of God was a perfect sacrifice, and he conquered death and lives and reigns forever; while the flowers will be shorn of their blooms by the chilling blasts of another winter, and the songs of the birds will cease until another spring-time, because those which have not sought warmer climes will receive no inspiration from barren trees and fields. But imperfect as the lesson may be, it is a message which may be understood alike by the learned and the unlearned,—a voice, "giving the sublime testimony of the universe to its creator," which, had men no faith in the risen Son of God, would of necessity lead them to invent a living force which could be nothing less than God.

Late in the afternoon there was a sudden change in the weather and by night it was decidedly cold, and yesterday morning overcoats and wraps were in evidence.

At the Lutheran Church of the Redeemer special Easter services were held Sunday morning and afternoon. The church was beautifully decorated with palms and ferns and Easter lilies, tastily arranged in the chancel and on the pulpit platform, and producing a very lovely effect. A special Easter message was brought by the pastor, the Rev. W. L. Seabrook, who spoke of the great meaning to mankind of the event commemorated by the day, of the progress of Christianity through dark days and gloomy, and of the fact that this progress could have been accomplished by none but a living Christ. His sermon was very eloquent and appropriate. Fifteen young people were united with the church and the sacrament of the Lord's Supper was administered to a large congregation. A special service of song was rendered by the choir. In the afternoon there

(Continued on Fifth Page.)